

hours sitting in an airplane is difficult due to the not yet fully healed sites of deep incisions in the area of the abdomen. In addition, I am scheduled to make a five hour trip (by Amtrak to avoid the limitation of movement when traveling by air), to appear in Boston Superior Court - Business Litigation Section, on March 14, 2019. The lengthy 12+ hour round trip to Los Angeles will be a hardship until I am fully healed.

It is my understanding that Defendants' local counsel, attorney S. Calvin Myung, is able to attend in person.

I am prepared and plan to appear for future conferences, hearings, motions and/or trial, when an appearance by telephone would not be appropriate and not otherwise permitted by the court.

I am happy to call in to the court, if that is the preferred method. Alternatively, if it is helpful, the court and counsel are welcome to use the following conference call number which can handle all participants, and allow everyone to be heard:

Dial - 641-715-3395
Access Code - 727529#

Counsel for the parties used the above number for their conference and to "meet and confer" in advance of the Status Conference.

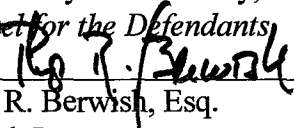
The Plaintiffs will not be prejudiced by allowing undersigned counsel to appear by telephone. To the extent attorney David A. Cohen also sought leave to appear by telephone in his opposition filed to my earlier request (stricken by the court), undersigned counsel has no objection.

Undersigned counsel submits that appearing by telephone will not affect the Status Conference adversely and leave to appear telephonically should be allowed.

WHEREFORE: Philip R. Berwish, Esq., counsel for the Defendants in the above entitled action moves this Honorable Court for leave to appear by telephone for the Status Conference scheduled for Monday, March 11, 2019, at 3 p.m., together with such other relief as the court deems just and proper.

DATE: March 7, 2019

Respectfully submitted by,
Counsel for the Defendants


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